



S/N 09/880,576

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Alferness et al.	Examiner:	B. Szmal
Serial No.:	09/880,756	Group Art Unit:	3736
Filed:	June 13, 2001	Docket No.:	11998.5USC2
Title:	CARDIAC DISEASE TREATMENT AND DEVICE		

**CERTIFICATE UNDER 37 CFR 1.8:** The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on 3-11-03.

By: Victoria Hanson  
Name: Victoria Hanson

Response

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In response to an Office Action mailed September 11, 2002, please consider the following remarks.

Remarks

Claims 18-31 remain pending in the application after entry of this amendment. Favorable reconsideration is respectfully requested in light of the above amendments and the following comments.

Claims 18-31 are rejected under 35 U.S.C. § 112, first paragraph. Applicants respectfully traverse this rejection.

Claims 18 and 19 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claim 1 of U.S. Patent No. 6,370,429. Applicants respectfully traverse this rejection.

Claims 23-30 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-5 of U.S. Patent No. 6,169,922. Applicants respectfully traverse this rejection.

Claims 20-22 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Alferness ('343) in view of Moore. Applicants respectfully traverse this rejection.

RECEIVED  
MAR 25 2003  
TECHNOLOGY CENTER R3700